

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
NEW ALBANY DIVISION

IN RE:	)	Chapter 11
	)	
EASTERN LIVESTOCK CO., LLC, et al.,	)	Case No. 10-93904-BHL-11
	)	
Debtors.	)	
	)	
<hr/>	)	
FRIONA INDUSTRIES, L.P.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Adversary Proceeding No. 11-59093
	)	
EASTERN LIVESTOCK CO., LLC, et al.,	)	
	)	
Defendants.	)	
	)	
and	)	
	)	
CACTUS GROWERS, INC.,	)	
	)	
Intervenor,	)	
	)	
v.	)	
	)	
EASTERN LIVESTOCK CO., LLC, et al.,	)	
	)	
and	)	
	)	
J & F OKLAHOMA HOLDINGS, INC.,	)	
	)	
Intervenor,	)	
	)	
v.	)	
	)	
EASTERN LIVESTOCK CO., LLC, et al.,	)	
	)	
Defendants.	)	

**TRUSTEE'S RULE 30(b)(6) NOTICE OF DEPOSITION TO  
EAST TENNESSEE LIVESTOCK CENTER, INC.**

Please take notice that, pursuant to Fed. R. Civ. P. 30(b)(6) and Fed. R. Bankr. P. 7030, James A. Knauer (the "Trustee"), as the trustee of Eastern Livestock Co., LLC ("ELC"), by counsel, will take the deposition of East Tennessee Livestock Center, Inc. beginning at 9:00 a.m. EDT on September 5, 2013 at the offices of DelCotto Law Group, PLLC, 200 North Upper Street, Lexington, Kentucky 40507 before a court reporter authorized to administer oaths. The deposition will be conducted in accordance with the July 3, 2012 *Order Establishing Deposition Protocols* [Main Case, Docket No. 1229]. You are invited to appear and take part in such examination.

### **Definitions**

Definitions applicable to this Notice of Deposition include the following:

1. You, "your," and "East Tennessee" means and refers to East Tennessee Livestock Center, Inc., and includes all persons and organizations under your control, including but not limited to your parents, subsidiaries, affiliates, officers, directors, employees, attorneys, accountants, agents, and representatives of any kind.
2. "ELC" or "Eastern" means and refers to Eastern Livestock Co., LLC, and includes its affiliates, members, officers, employees, attorneys, agents, accountants, and representatives of any kind.
3. "Trustee" means and refers to James A. Knauer, as the duly appointed Chapter 11 trustee for Eastern Livestock Co., LLC, and includes his attorneys, agents, and representatives of any kind.
4. "Cattle" means and refers collectively to the cattle identified as "Cactus Cattle" and "Friona Cattle" in East Tennessee Livestock Center, Inc.'s First Amended Answer to Cactus

Growers, Inc.'s First Amended Complaint in Intervention in the Nature of Interpleader, Counterclaims, and Cross-Claims and East Tennessee Livestock Center, Inc.'s First Amended Answer to Friona Industries, L.P.'s First Amended Complaint in Intervention in the Nature of Interpleader, Counterclaims, and Cross-Claims filed as Docket Nos. 148 and 150 in the above-captioned adversary proceeding.

**Subjects of Examination**

Examination is requested on any and all knowledge possessed by or reasonably available to East Tennessee relating to the following matters:

1. Any agreement, oral or written, relating to or concerning any of the Cattle.
2. The purchase and sale of any of the Cattle to any person or entity.
3. Any payment that East Tennessee made or received for any of the Cattle.
4. East Tennessee's business dealings with ELC during 2009 and 2010.
5. East Tennessee's business dealings with Friona Industries, L.P. or any related entity during 2009 and 2010.
6. East Tennessee's business dealings with Cactus Growers, Inc. or any related entity during 2009 and 2010.
7. Any conversations that any representative of East Tennessee had with anyone concerning payment for any of the Cattle.
8. Any conversations that any representative of East Tennessee had with anyone concerning any of the Cattle.

9. All purchase orders, invoices, shipping records, trucking records or other records that relate to any of the Cattle.

FAEGRE BAKER DANIELS LLP

By: /s/ Dustin R. DeNeal

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**CERTIFICATE OF SERVICE**

I hereby certify that on August 22, 2013, a copy of the foregoing pleading was filed electronically. Notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

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